



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/636,547	08/11/2000	Richard Koenig	110273.00102	8847

1444 7590 04/21/2005

BROWDY AND NEIMARK, P.L.L.C.  
624 NINTH STREET, NW  
SUITE 300  
WASHINGTON, DC 20001-5303

EXAMINER

HWANG, JOON H

ART UNIT	PAPER NUMBER
----------	--------------

2162

DATE MAILED: 04/21/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

# Office Action Summary

Application No.

09/636,547

Applicant(s)

KOENIG, REINHARD

Examiner

Joon H. Hwang

Art Unit

2162

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

- 1) ☒ Responsive to communication(s) filed on 10 February 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

- 4) ☒ Claim(s) 62,64 and 66-68 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 62,64 and 66-68 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

## Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

## Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date 31.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

**DETAILED ACTION**

1. The applicant filed a request for continued examination (paper no. 30) along with IDS (paper no. 31) in the amendment received on 2/10/2005.

The pending claims are 62, 64, and 66-68.

***Claim Rejections - 35 USC § 103***

2. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

3. Claims 62, 64, and 66-68 are rejected under 35 U.S.C. 103(a) as being unpatentable over Walker et al. (U.S. Patent No. 5,862,223) in view of Puram et al. (U.S. Patent No. 6,289,340).

With respect to claim 62, Walker teaches at least one user data structure stored in the medium (i.e., end user database 260 or expert database 255 in fig. 2), the user data structure comprising data concerning one or more users, where for each user, there exists one or more fields providing contact information for the user, where the user may be an expert or a customer (i.e., expert database contains contact information for experts, lines 25-41 in col. 14, and end user database contains contact information for end users, lines 42-49 in col. 14). Walker teaches an expert data structure stored in the medium (i.e., expert database in fig. 2), the expert data structure comprising data concerning one or more experts, where, for each expert, there exists (a) one or more fields defining at least one time period of availability of the expert for performing a project (i.e., expert database contains availability standard information for experts, lines

25-41 in col. 14), and (b) one or more fields defining at least one category of expertise or experience of the expert and a level of expertise or experience of the expert with respect to each such category (i.e., expert qualifications on the expert's professional qualification, such as degrees, experience, etc, line 66 in col. 14 thru line 9 in col. 15). Walker teaches a project data structure stored in the medium (i.e., end user request database 265 in fig. 2), the project data structure comprising data concerning one or more projects, where, for each project, there exists (a) one or more fields identifying the customer within said user data structure (i.e., attaching user id 620 in fig. 6 and line 62 in col. 16 thru line 12 in col. 17), (b) one or more fields defining at least one desired time period of availability of an expert for performing the project (i.e., attaching criteria 630 for time frame 635 in fig. 6 and lines 13-35 in col. 17), (c) one or more fields defining the desired level of expertise or experience of the expert in each of one or more categories of expertise or experience (i.e., attaching criteria 630 for qualification and subject 635 in fig. 6 and lines 13-35 in col. 17), and wherein for each expert, the level of expertise or experience is defined on a hierarchical basis comprising at least two tiers (category/subcategory and level of expert qualification, fig. 15, lines 21-52 in col. 25, and lines 26-29 in col. 17), and for each project, the desired level of expertise or experience is defined on a hierarchical basis comprising at least two tiers (i.e., category/subcategory and level of expert qualification, fig. 15 and lines 21-52 in col. 25). Walker does not explicitly disclose one or more fields defining a level of priority to the customer, for the project, of each of the desired levels of (c) above. However, Puram teaches one or more fields defining a level of priority to the customer, for the project, of

each of the desired levels of (c) above (line 60 in col. 5 thru line 14 in col. 6, fig. 2, and fig. 9) in order to optimize better matching/searching results. Puram also teaches the priority of that desired level is defined on a hierarchical basis comprising at least two tiers (line 59 in col. 3 thru line 5 in col. 4, line 60 in col. 5 thru line 14 in col. 6, fig. 9, and fig. 10). Therefore, based on Walker in view of Puram, it would have been obvious to one having ordinary skill in the art at the time the invention was made to utilize the teachings of Puram to the system of Walker in order to optimize better matching/searching results.

With respect to claim 64, Walker teaches the expert in biological sciences and the categories of expertise or experience relate to the biological sciences (lines 13-35 in col. 17). The limitations of claim 64 are rejected in the analysis of claim 62 above, and the claim is rejected on that basis.

With respect to claim 66, Walker teaches a data structure indicating the availability of contact information on one user to another user (line 61 in col. 7 thru line 15 in col. 8, lines 35-52 in col. 25, and lines 25-50 in col. 14).

The limitations of claims 67 and 68 are rejected in the analysis of claim 62 above, and these claims are rejected on that basis.

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joon H. Hwang whose telephone number is 571-272-4036. The examiner can normally be reached on 9:30-6:00(M~F).

Application/Control Number: 09/636,547  
Art Unit: 2162

Page 5

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, JOHN E BREENE can be reached on 571-272-4107. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Joon Hwang   
Patent Examiner  
Technology Center 2100

4/13/05